

Apr. 18. 2006 2:40PM

RECEIVED  
CENTRAL FAX CENTER

APR 18 2006

No. 2973 P. 1  
Fay Sharpe Fagan Minnich & McKee, LLP  
1100 Superior Avenue, Seventh Floor  
Cleveland, Ohio 44114-2579  
Telephone: 216.861.5582  
Fax: 216.241.1666  
www.FaySharpe.com

# Fay Sharpe

WE PROTECT YOUR IDEAS.

Date	April 18, 2006	Total Pages: 11
To:	U.S. Patent and Trademark Office	
Attn.:	Examiner Sunil Singh	
Facsimile No.:	571-273-8300	
From:	Erik J. Overberger	
Re:	Our Ref.: MTEZ 2 00035-1	

COMMENTS

The documents accompanying this facsimile transmission include information from the firm of Fay Sharpe Fagan Minnich & McKee, LLP that might be legally privileged and/or confidential. The information is intended for the use of only the individual or entity named on this cover sheet. If you are not the intended recipient, any disclosure, copying, or distribution of these documents, or the taking of any action based on the contents of this transmission, is prohibited. If you have received this transmission in error, these documents should be returned to this firm as soon as possible, and we ask that you notify us immediately by telephone so we can arrange for their return to us without cost to you.

N:\MTEZ\200035\1\AVAMD0005551V001.doc

Apr. 18. 2006 2:40PM

APR 18 2006

No. 2973 P. 2

Attorney Docket No.: MTEZ 2 00035-1

**AMENDMENT TRANSMITTAL LETTER**

Ser. No.: 10/822,455	Filed: April 12, 2004	Examiner: Sunil Singh
Art Unit: 3673	Title: EXPANSION SHELL ASSEMBLY	


To the Commissioner for Patents:

Transmitted herewith is a *Supplemental Preliminary Amendment* in the above-identified application. The fee has been calculated as shown below.

CLAIMS AS AMENDED						
	Claims remaining after amendment		Highest Number Previously Paid For	No. of Extra Claims Present	Rate	Additional Rate
Total Claims	25	Minus	25	0	X \$25	\$0.00
Indep. Claims	4	Minus	4	0	X \$100	\$0.00
TOTAL					=	\$0.00
<input checked="" type="checkbox"/>	No additional fee is believed due however, if this is not the case, the Commissioner is hereby authorized to charge any and all fees or credit any overpayment to Deposit Account No. 06-0308.					
<input type="checkbox"/>	Payment for the filing of this Amendment and any appropriate extension of time fees are authorized to be charged to a Credit Card. The appropriate form PTO-2038 is enclosed for this purpose. If the Credit Card is unable to be charged, please charge any and all fees or credit any overpayment to Deposit Account No. 06-0308.					
<input type="checkbox"/>	Applicant(s) hereby petition the Commissioner under 37 C.F.R. § 1.136(a) and request a month extension of time to respond to the outstanding Office Action.					

Respectfully submitted,

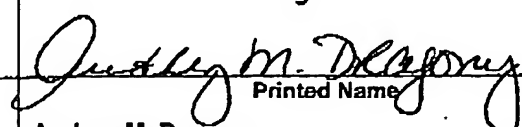
FAY, SHARPE, FAGAN,  
MINNICH & McKEE, LLP

  
Christopher B. Fagan, Reg. No. 22,987  
Erik J. Overberger, Reg. No. 48,556  
1100 Superior Avenue, Seventh Floor  
Cleveland, OH 44114-2579  
216-861-5582

April 18, 2006  
Date

CERTIFICATE OF MAILING OR TRANSMISSION

- I certify that this Amendment Transmittal Letter and accompanying documents are being
- ☐ deposited with the United States Postal Service as First Class mail under 37 C.F.R. § 1.8, addressed to: MAIL STOP AMENDMENT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date indicated below.
- ☒ transmitted via facsimile (571-273-8300) under 37 C.F.R. § 1.8 on the date indicated below.
- ☐ deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. 1.10, addressed to: MAIL STOP AMENDMENT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date indicated below.

Express Mail Label No.:	Signature
Date	 Printed Name
April 18, 2006	Audrey M. Dragony

N:\MTEZ\200025\1\AM\DO005546V001.doc

Apr. 18. 2006 2:40PM

RECEIVED  
CENTRAL FAX CENTER

No. 2973 P. 3

APR 18 2006

PATENT

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

INVENTOR(S) : James D. Cook  
TITLE : **EXPANSION SHELL ASSEMBLY**  
APPLICATION NO. : 10/822,455  
FILED : April 12, 2004  
CONFIRMATION NO. : 2908  
EXAMINER : Sunil Singh  
ART UNIT : 3673  
LAST OFFICE ACTION : August 9, 2005  
ATTORNEY DOCKET NO. : MTEZ 2 00035-1

Cleveland, OH 44114

**SUPPLEMENTAL PRELIMINARY AMENDMENT**

MAIL STOP AMENDMENT  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

Prior to substantive examination of the above-identified patent application, please amend the application as follows:

**Amendments to the Claims** are reflected in the listing of claims which begins on page 2 of this paper.

**Remarks** begin on page 8 of this paper.